

**IN THE CIRCUIT COURT OF LAMAR COUNTY, MISSISSIPPI**

**ROBERT DAVID KEITH**

**PLAINTIFF**

**VERSUS**

**CAUSE NO. 2012-092M**

**DOUG BOUTWELL**

**DEFENDANT**

**CERTIFICATE**

**I, LESLIE WILSON, CIRCUIT CLERK, LAMAR COUNTY, MISSISSIPPI, DO  
HEREBY CERTIFY THAT THE ATTACHED 8 PAGES ARE TRUE AND  
CORRECT COPIES OF ALL PAPERS FILED IN THE ABOVE STYLED AND  
NUMBERED CAUSE IN THE CIRCUIT COURT OF LAMAR COUNTY,  
MISSISSIPPI.**

**GIVEN UNDER MY HAND AND OFFICIAL SEAL OF OFFICE THIS THE 29<sup>TH</sup>  
DAY OF JUNE, 2012.**

**LESLIE WILSON, CIRCUIT CLERK  
LAMAR COUNTY, MISSISSIPPI**

BY

*Pam Sellers*



IN THE CIRCUIT COURT OF LAMAR COUNTY, MISSISSIPPI

ROBERT DAVID KEITH

PLAINTIFF

V.

CAUSE NO.

DOUG BOUTWELL

DEFENDANT

SUMMONS

TO: DOUG BOUTWELL

**FILED**

LAMAR COUNTY JUN 21 2012 CIRCUIT CLERK

*Leslie Wilson*

NOTICE TO DEFENDANT

THE COMPLAINT ATTACHED TO THIS SUMMONS IS IMPORTANT AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS.

YOUR ARE REQUIRED TO MAIL OR HAND DELIVER A COPY OF A WRITTEN RESPONSE TO THE COMPLAINT TO TIMOTHY J. MATUSHESKI, ATTORNEY AT LAW, PO BOX 15758 WAYNESBORO, MS 39404, ATTORNEY FOR THE PLAINTIFF.

YOUR RESPONSE MUST BE MAILED OR DELIVERED WITHIN THIRTY (30) DAYS FROM THE DATE OF DELIVERY OF THIS SUMMONS AND COMPLAINT OR A JUDGMENT BY DEFAULT WILL BE ENTERED AGAINST YOU FOR THE MONEY OR OTHER THINGS DEMANDED IN THE COMPLAINT.

YOU MUST ALSO FILE THE ORIGINAL OF YOUR RESPONSE WITH THE CLERK OF THIS COURT WITHIN A REASONABLE TIME AFTERWARD.

ISSUED UNDER MY HAND AND THE SEAL OF SAID COURT, THIS 18<sup>th</sup> DAY OF JUNE, A.D., 2012



CLERK OF LAMAR COUNTY

By *[Signature]*  
LESLIE WILSON Deputy Clerk  
CIRCUIT CLERK  
LAMAR COUNTY  
P O BOX 369  
PURVIS, MISSISSIPPI 39475

**PROOF OF SERVICE**

CIRCUIT COURT OF LAMAR COUNTY, MISSISSIPPI

Plaintiff

**Robert David Keith**

vs.

Defendant

**Doug Boutwell**

**Case No: 2012-092**  
**Compliance Date: 6/21/2012**

I Michelle Murray, being duly sworn, depose and say, I have been duly authorized to make service of the document(s) listed herein in the above styled case. I am over the age of 18, and am not a party to or otherwise interested in this matter.

Date/Time Received: 6/18/2012

**Document(s): Summons and Complaint**

**Serve To: Doug Boutwell**

**Date/Time Served: 6/20/2012 5:47 PM**

**Method of Service: Personal Service**

**Person Served: Doug Boutwell**

**Location of Service: 205 Main St # B Purvis, MS 39475**

I declare under penalties of perjury that the information contained herein is correct to the best of my knowledge.

Michelle Murray  
Michelle Murray,

Executed on 6-21-12

Quantum Process  
418 Pittman Road  
Ellisville, MS 39437  
(601) 319-2675

State of MS  
County of Jones

Subscribed and sworn to before me, a notary public, on 6/21/12

Kelli Braddock  
Notary Public

My Commission Expires: 7/17/12

ID: 25828



**FILED**

LAMAR COUNTY JUN 21 2012 CIRCUIT CLERK

Leticia Wilson

IN THE CIRCUIT COURT OF LAMAR COUNTY, MISSISSIPPI

ROBERT DAVID KEITH

PLAINTIFF

V.

CAUSE NO.

2012-092

DOUG BOUTWELL

DEFENDANT

**SUMMONS**

TO: **DOUG BOUTWELL**

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CLERK OF LAMAR COUNTY

By [Signature]  
LESLIE WILSON Deputy Clerk  
CIRCUIT CLERK  
LAMAR COUNTY  
P O BOX 369  
PURVIS, MISSISSIPPI 39475

IN THE CIRCUIT COURT OF LAMAR COUNTY, MISSISSIPPI

ROBERT DAVID KEITH

LAMAR  
COUNTY

JUN 18 2012

CIRCUIT  
CLERK

PLAINTIFF

V.

*Leticia Wilson*

CASE NO.:

*2012-092*

DOUG BOUTWELL

DEFENDANT

**COMPLAINT - JURY TRIAL DEMANDED**

COMES NOW Robert David Keith, filing this his Complaint, stating as follows, to wit:

1. Plaintiff Robert David Keith ("Keith") is an adult resident citizen of Jones County, Mississippi. Keith's address is 416 Pittman Road, Ellisville, Mississippi.
2. Defendant Doug Boutwell ("Boutwell") is a Lamar County Sheriff's Officer. Boutwell's address is 81 Corinth Cut-Off, Purvis, Mississippi. At all relevant times, Boutwell was acting under color of state law.
3. Venue is proper in this Court because the acts and omissions giving rise to this cause of action occurred in Lamar County, and Boutwell resides in Lamar County.
4. Although Keith maintains none of his claims are subject to the Mississippi Tort Claims Act, he timely complied with all applicable pre-suit notice requirements.
5. On July 26, 2011, Keith traveled to 59 Griffith Road, Hattiesburg, Mississippi to serve process on Donna Morgan ("Morgan").
6. At the same location, Boutwell criminally interfered with Keith's duty and right to serve process on Morgan.
7. When Keith told Morgan and Boutwell that Keith had process to serve, Boutwell knowingly and willfully opposed Keith's right and duty to serve process on Morgan.
8. Keith tossed the process on Morgan's front lawn, turned around and returned to his



car.

9. Immediately thereafter, Boutwell pointed his Taser weapon at Keith, and threatened to deploy Taser darts into Keith's person.

10. Immediately thereafter, Boutwell attacked Keith and handcuffed Keith for attempting to serve process on Morgan

11. Boutwell unlawfully searched Keith and confiscated Keith's concealed weapon and ammunition, and ripped a bluetooth ear-piece from Keith's ear.

12. Boutwell's attack upon Keith caused a dent to appear on the hood of Keith's car.

13. Boutwell caused Keith to be held by Lamar County Jail for an unreasonable amount of time without a phone call or an attorney.

14. Boutwell caused Lamar County to refuse Keith's right to make a criminal complaint against Morgan or Boutwell for their criminal conduct.

15. Boutwell caused Lamar County to bring and prosecute disorderly conduct charges against Keith knowing there was no probable cause.

16. Boutwell refuses to return Keith's personal property, including his personal handgun.

17. At all relevant times, Boutwell's conduct was intentional, reckless or grossly negligent and Boutwell recklessly disregarded Keith's rights.

**COUNT ONE - CIVIL RIGHTS VIOLATIONS**

18. Keith incorporates the allegations set forth above into this Count One.

19. Boutwell's misconduct caused violations of Keith's constitutional rights, including his right to liberty, freedom from wrongful detention and excessive force, freedom of speech, freedom from malicious prosecution, access to the Courts, and due process.

20. These constitutional violations caused Keith embarrassment, lost income, mental anguish, reputational damages, attorney's fees, litigation costs and other damages to be proven at trial.

**COUNT TWO - ASSAULT AND BATTERY**

21. Keith incorporates the allegations set forth above into this Count Two.

22. Boutwell intentionally, maliciously, recklessly, gross negligently and willfully made harmful and offensive contact with Keith.

23. Keith was apprehensive of Boutwell's imminent harmful or offensive contact.

24. Boutwell's tortious conduct caused Keith embarrassment, lost income, mental anguish, reputational damages, attorney's fees, litigation costs and other damages to be proven at trial.

**COUNT THREE - MALICIOUS PROSECUTION, FALSE ARREST AND FALSE IMPRISONMENT**

25. Keith incorporates the allegations set forth above into this Count Three.

26. Boutwell intentionally, maliciously, recklessly, gross negligently and willfully caused Keith's unlawful arrest, and caused the pursuit of criminal charges against Keith without probable cause.

27. This misconduct caused Keith embarrassment, lost income, mental anguish, reputational damages, attorney's fees, litigation costs and other damages to be proven at trial.

**COUNT FOUR - TORTIOUS INTERFERENCE WITH BUSINESS**

28. Keith incorporates the allegations set forth above into this Count Four.

29. Keith is in the business of serving process throughout the United States, and Boutwell's misconduct caused Keith damages in his business affairs.

30. Boutwell intentionally, maliciously, recklessly, gross negligently and willfully interfered with Keith's process server business.

31. Boutwell's conduct in this regard caused Keith embarrassment, lost income, mental anguish, reputational damages, attorney's fees, litigation costs and other damages to be proven at trial.

WHEREFORE, Keith hereby demands a trial by Jury, and a judgment against Boutwell of at least \$100,000.00 in compensatory damages, and \$100,000.00 in punitive damages.

RESPECTFULLY SUBMITTED,

Robert David Keith

BY:

Timothy J. Matusheski (MBN 100998)  
PO Box 15758  
Hattiesburg, MS 39404  
601-307-0221  
www.mississippiwhistleblower.com

**FILED**

LAMAR COUNTY JUN 18 2012 CIRCUIT CLERK

*Leticia Wilson*



